IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 45 OF 2005

Mukesh Jayantilal Padhya ..Applicant.

V/s.

The State of Maharashtra .. Respondent.

Shri D.U. Mirajkar for the Applicant.
Shri V.B. Konde Deshmukh, APP for Respondent.

CORAM : A.M.KHANWILKAR, J.
DATED : JANUARY 20, 2005

PC :-

. Heard the learned counsel for the parties.

2. Having regard to the fact that the incident occurred on the spur of the moment coupled with the fact that there is only one stab injury and that the investigation is complete as chargesheet has been filed and as there are no antecedents, the applicant can be enlarged on bail on the following terms and conditions :-

(a) The Applicant is enlarged on bail in connection with C.R.No. 767/2004 registered with Oshiwara Police Station, on executing personal bond in

the sum of Rs. 25,000/- (Rs. Twenty-five thousand only) with two local sureties in the like amount.

(b) The Applicant shall be initially released on cash bail of Rs. 25,000/- and formalities of furnishing personal bond can be completed within one week from the date of his release.

(c) The applicant shall report to the investigation officer once in a month on first Saturday of very English calendar month between 10 a.m. to 1 p.m..

(d) The applicant shall not influence the prosecution witness or tamper with the prosecution evidence in any manner whatsoever.

(e) The Applicant shall extend full co-operation to the investigating officer as and when called upon as well as for early disposal of the trial. If the trial court is of the opinion that he is responsible for delay in trial that fact be recorded in the Rozanama, which can be a ground for cancellation of bail.

3. Ordered accordingly.

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